

PATENT  
Customer No. 22,852  
Attorney Docket No. 5725.0073-03

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of:	)	
	)	
<b>Myriam MELLUL et al.</b>	)	Group Art Unit: 1615
	)	
Reissue Application No.: 09/987,885	)	Examiner: Jyothsna A. VENKAT
	)	
Filed: November 16, 2001	)	
	)	
For: ANHYDROUS AND WATER- RESISTANT COSMETIC COMPOSITIONS	)	Confirmation No.: 7554
	)	

Mail Stop Reissue  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

**SUPPLEMENTAL REISSUE DECLARATION**

We, Myriam Mellul, Paul Thau, Paul Fehn, and Carlos Pinzon, do hereby state and declare as follows:

1. We are the original, first and joint inventors of the subject matter claimed in United States Patent No. 5,985,297, issued November 16, 1999, and in U.S. Reissue Patent Application No. 09/987,885, filed November 16, 2001, in which a Request for Continued Examination was filed on August 2, 2005.

2. We have previously offered to surrender U.S. Patent No. 5,985,297. Our residences, Post Office addresses and citizenships are as follows: Myriam Mellul, French citizen residing at 20 rue Boyer Barret - 75014 PARIS (France) ; Paul Thau, U.S. citizen residing at 181 Dogwood Lane, Berkely Heights, New Jersey 07922; Paul

Fehn, U.S. citizen residing at 16 Normandy Drive, Westfield, New Jersey 07090; and  
Carlos Pinzon, U.S. citizen residing at 355 Shea Drive, New Milford, New Jersey 07646.

3. We have reviewed and understand the contents of the above-identified reissue application titled ANHYDROUS AND WATER-RESISTANT COSMETIC COMPOSITIONS, including the patent specification and the claims as amended by the Amendment filed October 20, 2005, and the Supplemental Amendment filed herewith.

4. We hereby claim foreign priority from French Application 94-11743, filed September 30, 1994.

5. We believe that U.S. Patent No. 5,985,297 is partly inoperative by reason of our having claimed less than we had a right to claim.

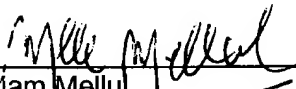
6. One error relied upon herein is found in claim 1 of U.S. Patent No. 5,985,297, which recites "from 10% to 90% of at least one silicone oil." Through the use of that claim language, we believe that we claimed less than we had a right to claim in the patent.

7. Accordingly, to correct this error, new claims have been introduced which replace the phrase "from 10% to 90% of at least one silicone oil" with "at least one crosslinked silicone."

8. Every error in this patent which was corrected in the present reissue application, and is not covered by a prior oath/declaration submitted in this application, arose without any deceptive intention on the part of the Applicants.

9. We acknowledge the duty to disclose information material to patentability of this reissue application in accordance with 37 C.F.R. § 1.56.

10. We declare that all statements made herein of our own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the reissue application or any patent issuing thereon.

  
\_\_\_\_\_  
Myriam Mellul

Date: November 28th 2005

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Paul Thau

Date: \_\_\_\_\_

\_\_\_\_\_  
Paul Fehn

Date: \_\_\_\_\_

\_\_\_\_\_  
Carlos Pinzon

Date: \_\_\_\_\_



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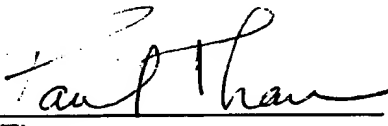
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Myriam Mellul

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Paul Thau

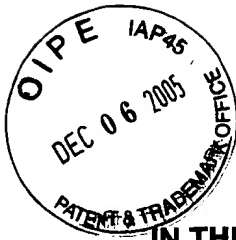
Date: 11/25/05

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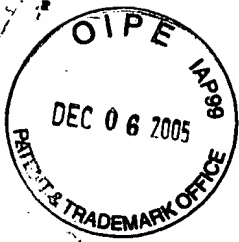
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